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**Alexander V. Netchvalodoff**  
Senior Vice President of Public Policy

May 1, 2003

**RECEIVED**

**MAY - 2 2003**

Marlene H. Dortch, Esq.  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Written Ex Parte in CS Docket No. 02-52

Dear Ms. Dortch:

On April 7, 2003, Cox Communications, Inc. filed a written ex parte in the above-referenced proceeding responding to an earlier submission from the High-Tech Broadband Coalition that contained a number of inaccurate assertions about various provisions included in the subscriber agreement between Cox and its residential high-speed Internet access service customers. In their ex parte filings, the Coalition and Cox discussed a provision in the Cox subscriber agreement concerning commercial use of the network by residential customers. Cox hereby informs the Commission that the language of that provision has been changed as follows:

**Previous language:** "Commercial Use. The Service is designed for personal use of the Internet and may not be used for commercial purposes. You may not resell or otherwise charge others to use the residential Service. You agree not to use the Service for operation as an Internet service provider, or for any other business enterprise, including, without limitation, virtual private network usage, IP address translation or similar facilities intended to provide additional access."

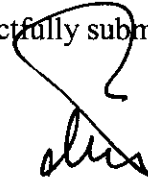
**Current language:** "Commercial Use. The Service is designed for personal use of the Internet and may not be used for commercial purposes. You may not resell or otherwise charge others to use the residential Service. You agree not to use the Service for operation as an Internet service provider, or for any other business enterprise, including, without limitation, IP address translation, or similar facilities intended to provide additional access."

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Marlene H. Dortch, Esq.  
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Should questions arise with respect to this filing, please contact the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Alex', written over the word 'submitted'.

Alexander V. Netchvolodoff

cc: Barbara Esbin  
Sarah Whitesell (2 copies)  
Linda Senecal (2 copies)  
Qualex International (2 copies)